

Message Text

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ORIGIN EB-11

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TO AMCONSUL STRASBOURG IMMEDIATE

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E. O. 11652: N/ A

TAGS: ETRN, XG

SUBJ: CIVAIR - NORTH ATLANTIC AIR FARES

FOR USDEL ECAC

1. RE DEEGAN CONVERSATION, COST OF LIVING COUNCIL HAS DENIED CAB REQUEST FOR GENERAL EXEMPTION OF INTERNATIONAL RATES AND FARES FROM SCOPE OF FREEZE ORDER. INFORMATION GIVEN INFORMALLY BY COLC INDICATES FREEZE ORDER APPLIES TO US ORIGIN TRAFFIC AND TICKET SALES IN US ONLY.
 2. FREEZE ORDER APPLIES TO " TRANSACTIONS IN THE SEVERAL STATES AND THE DISTRICT OF COLUMBIA." TRANSACTION IS DEFINED AS " AN ARMS LENGTH SALE BETWEEN UNRELATED PERSONS AND IS CONSIDERED TO OCCUR AT THE TIME OF PERFORMANCE IN THE CASE OF SERVICES."
 3. CAB STAFF BELIEVES THAT TICKET SALES IN THE US IN US DOLLARS FOR TRANSPORTATION COMMENCING ON AND AFTER JUNE 13, 1973 ARE SUBJECT TO THE FREEZE ORDER WHETHER THE TRANSPORTATION ORIGINATES IN THE US OR AT A FOREIGN POINT. TICKET SALES OUTSIDE THE US IN LOCAL CURRENCY ARE NOT SUBJECT TO THE FREEZE BUT ONLY IF THE TRANSPORTATION ORIGINATES AT A
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FOREIGN POINT. ACCORDINGLY IT APPEARS THAT JULY 1 FARE INCREASES FOR WESTBOUND TRAVEL ARE NOT PRECLUDED BY THE FREEZE PROVIDING THAT TICKET SALES ARE OUTSIDE THE US AND IN FOREIGN CURRENCY. HOWEVER, IT APPEARS THAT NORMAL ECONOMY OR OTHER TICKETS SOLD IN US, THE PRICE OF WHICH REFLECTS JULY 1 HIGHER FARES FOR WEST BOUND SEGMENT IS SUBJECT TO FREEZE ORDER AND ADJUSTMENT IF TRAVEL ORIGINATED ON OR AFTER JUNE 13, 1973. FOR EXAMPLE, ROUND TRIP NEW YORK/ LONDON NORMAL ECONOMY FARE FOR EAST BOUND TRAVEL ON OR AFTER JUNE 13 AND RETURN TRAVEL IN JULY WOULD BE, UNDER IATA AGREEMENT, THE SUM OF 313 DOLLARS EAST BOUND PEAK AND 313 DOLLARS WEST BOUND PEAK FARES FOR A TOTAL OF 626 DOLLARS. CAB STAFF BELIEVES IF TICKETS SOLD IN US MAXIMUM PRICE FOR WEST BOUND SEGMENT IS HIGHER OF EITHER FARE DURING JUNE 1 - 8, 1973 OR FARE ON JULY 1, 1972. IN THIS EXAMPLE LAST YEAR WEST BOUND PEAK FARE OF 295 DOLLARS APPEARS ALLOWABLE FOR ROUND TRIP FARE OF 608 DOLLARS.

4. US FLAG CARRIERS WILL BE REQUESTED TO AMEND TARIFFS CONSISTENT WITH ABOVE. FOREIGN CARRIERS WILL BE GIVEN STP TO FILE SIMILAR PROVISIONS IF REQUESTED. COLC REMAINS FINAL AUTHORITY WITH RESPECT TO FREEZE ORDER AND OFFICIAL INTERPRETATION THEREOF. ROGERS

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